

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office SEP 23 1998

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 14 1980 under 41342

The applicant **Joseph Gene & Lois C. Baum**, hereby make application for permission to change the **point of diversion, place of use, and manner of use of a portion** of water heretofore appropriated under **Permit No. 17236, Certificate No. 5611**

1. The source of water is **underground**
2. The amount of water to be changed **0.0573 cfs**
3. The water to be used for **quasi-municipal purposes**
4. The water heretofore permitted for **irrigation purposes**
5. The water is to be diverted at the following point **within the SE¼ NE¼ of Section 11, T.35N., R.37E., M.D.B.&M. or at a point from which the E¼ corner of said Section 11 bears S 14° 15' 00" E a distance of 650.0 feet. See Remarks.**
6. The existing permitted point of diversion is located within **the NE¼ NW¼ of Section 1, T.35N., R.37E., M.D.B.&M. or at a point from which the NW corner of said Section 1 bears N 68° 08' 30" W a distance of 2,410.0 feet.**
7. Proposed place of use **2.0 acres located within the SE¼ NE¼ of Section 12, T.35N., R.37E., M.D.B.&M., being more particularly described as all of Parcel "B-2" shown on Parcel Map File Number 346352 prepared for the Brinkerhoff Seed Farm, Inc. and recorded on January 24, 1994 in the Office of the Humboldt County Recorder.**
8. Existing place of use **29.19 acres in the NE¼ NW¼ of Section 1, T.35N., R.37E., M.D.B.&M.; 4.00 acres in the NW¼ NW¼ of Section 1, T.35N., R.37E., M.D.B.&M.; 3.20 acres in SW¼ NW¼ of Section 1, T.35N., R.37E., M.D.B.&M.; 4.90 acres in the SE¼ NW¼ of Section 1, T.35N., R.37E., M.D.B.&M.--41.29 acres total**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **April 1 to November 1** of each year.
11. Description of proposed works **install pipelines to connect up with Gold Country Water Company, Inc.'s existing system**
12. Estimated cost of works **in excess of \$20,000**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: The proposed point of diversion will be an existing well of Gold Country Water Company under Permit No. 41359 Map #41342 (within the SE¼ NE¼ of Section 11, T.35N., R.37E., M.D.B.&M. or at a point from which the E¼ corner of said Section 11 bears S 14° 15' E 650.0 feet).

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
By s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared my/bk ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 17236, Certificate 5611 is issued subject to the terms and conditions imposed in said Permit 17236, Certificate 5611 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.057 cubic feet per second, but not to exceed 8.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 26, 2003

Proof of completion of work shall be filed before:

May 26, 2003

Water must be placed to beneficial use on or before:

April 26, 2006

Proof of the application of water to beneficial use shall be filed on or before:

May 26, 2006

Map in support of proof of beneficial use shall be filed on or before:

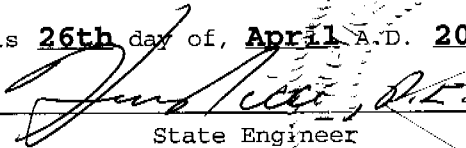
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of, April A.D. 2001


State Engineer

Completion of work filed MAY 20 2003

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____